

1
2
3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA
5

6 MARVIN D. RICHARD,
7 Petitioner,
8 v.
9

10 JOE GENTRY, *et al.*,
11 Respondents.
12

Case No. 2:18-cv-00181-KJD-NJK

ORDER

13 In this habeas corpus action, the petitioner, Marvin D. Richard, represented by
14 counsel, filed a second amended habeas petition on October 4, 2018 (ECF No. 18).
15 Respondents were due to file a response to the second amended petition by
16 January 31, 2019. See Order filed March 29, 2018 (ECF No. 14); Order filed
17 December 7, 2018 (ECF No. 26).


18 On January 30, 2019, Respondents filed a motion for an extension of time
19 (ECF No. 27), requesting a 46-day extension of time, to March 18, 2019 (March 17 is a
20 Sunday). This would be the second extension of this deadline; the first was for 59 days.
21 Respondents' counsel states that the extension of time is necessary because of her
22 obligations in other cases. Richard's counsel does not oppose the motion for extension
23 of time. The Court finds that Respondents' motion for extension of time is made in good
24 faith and not solely for the purpose of delay, and that there is good cause for the
25 extension of time requested. The Court will grant this extension of time as requested.

26 Given the amount of time that Respondents will have had to respond to the
27 second amended petition, the Court will not look favorably upon any motion to further
28 extend this deadline.

1 **IT IS THEREFORE ORDERED** that Respondents' Motion for Enlargement of
2 Time (ECF No. 27) is **GRANTED**. Respondents will have until **March 18, 2019**, to file a
3 response to the second amended petition for writ of habeas corpus.

4 **IT IS FURTHER ORDERED** that, in all other respects, the schedule for further
5 proceedings set forth in the order entered March 29, 2018 (ECF No. 14) will remain in
6 effect.

7
8 DATED THIS 31 day of January, 2019

9
10 

11 _____
12 KENT J. DAWSON,
13 UNITED STATES DISTRICT JUDGE
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28